

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4959 of 2024

Arising Out of PS. Case No.-303 Year-2020 Thana- KOTWA District- East Champaran

Rana Sahani @Rana Kumar @Rana Kumar Sahani S/o Lal Bihari Sahni R/o
Majurahan, P.S.-Raghunathpur (Turkaulia) O.P., District-East Champaran

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rahul Singh

For the Opposite Party/s : Mr. Sanjay Kumar Tiwary

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 21-02-2024 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with
Kotwa P.S. Case No.303/2020 registered for the offence punishable
under Section 392 of the Indian Penal Code.

3. Learned counsel for the petitioner submits that
petitioner has antecedent of one case and has been implicated in the
instant case based on confessional statement of Deepak Kumar
Sahani in police custody, which does not have any evidentiary value.
It is also submitted that the informant alleges that four accused
persons came on two motorcycles and at the point of gun snatched
his motorcycle and mobile phone. The learned counsel thus submits
that since the petitioner has one antecedent, as such, he has been
falsely implicated in the present case. It is also submitted that the
petitioner will not abscond rather will co-operate in the investigation.



4. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

5. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., East Champaran, Motihari in connection with Kotwa P.S. Case No.303/2020, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C. Further, one of the bailors should be the father of the petitioner.

6. However, it is made clear that in the event if the Investigating Officer of the case files an application before the learned trial court bringing to his notice that the petitioner despite giving assurance to this court is not co-operating in the investigation in that event the learned trial court shall be at liberty to cancel the bail bond of the petitioner.

(Satyavrat Verma, J)

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